

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT, E.D.N.Y.

X ★ JUL 20 2005 ★

MILAGROS MIRANDA,

Plaintiff,

- against -

BROOKLYN OFFICE ORDER

99-CV-2347 (NGG) (MLO)

ROLAND CONDE and MARY CONDE

Defendants.

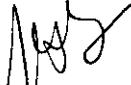
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GARAUFIS, District Judge.

Melynda Conde, daughter of defendants Roland and Mary Conde, has moved by way of an order to show cause for an order modifying a subpoena served upon the ABN Amro Mortgage Group, Inc., and for a protective order preventing plaintiff Milagros Miranda from asking any questions based on the documents obtained pursuant to this subpoena in a deposition scheduled to take place tomorrow, July 21, 2005, in her parents' Chapter 7 bankruptcy proceedings. Conde's application is denied. This court lacks jurisdiction to enter an interlocutory order as to a discovery dispute in a pending bankruptcy proceeding. Conde should therefore raise her claims before Judge Melanie L. Cyganowski, who is presiding over the defendants' bankruptcy petition.

SO ORDERED.

Dated: July 20, 2005  
Brooklyn, N.Y.

/s/   
Nicholas G. Garaufis  
United States District Judge